IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

-

WRIT PETITION NO : 11964 of 2004

Between:

Syed Basith Hussain S/o Syed Mahmood Hussain
H.No.1-8-350/A/14, Phool Bagh P.O.Keshogiri,

Chandrayan Gutta, Hyderabad.

..... PETITIONER

AND

The Regional Passport Officer represented

by its Passport Officer, Near Clock Tower,

Secunderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue of writ of Mandamus, or any other appropriate writ, order or direction, more particularly writ of Mandamus declaring the action of the respondent in not issuing fresh passport with the correct date of birth of the petitioner as illegal, arbitrary and violation of Article of 14 of the Constitution and consequently direct the respondent to issue a fresh passport with correct date of birth of the petitioner as 06/01/1972.

Counsel for the Petitioner : MR.J.P.SRIKANTH
Counsel for the Respondent No.: MR.A.RAJASHEKAR REDDY (SC FOR CG)

The Court at the admission stage made the following :

ORDER:

Since the affidavit filed in support of the writ petition does not disclose any factual details, such as when the petitioner applied for passport, when it was given to him, when he noticed the wrong entry of his date of birth in the passport, when he made application to the respondent seeking correction of his date of birth in the passport and when such application was refused to be entertained, the learned counsel for the petitioner sought permission of the Court to withdraw the writ petition granting him liberty to fresh writ petition disclosing all factual aspects.

As prayed for, the writ petition is dismissed as withdrawn granting liberty to the petitioner to file a fresh writ petition disclosing all factual aspects. No costs.

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N.V.RAMANA, J

Date : July 14, 2004.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Regional Passport Officer represented

by its Passport Officer, Near Clock Tower,

Secunderabad.

2. Two CD copies.